

RECEIVED
CENTRAL FAX CENTER

Attorney's Docket No. 038190/239642

PATENT

OCT 21 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Weaver et al.
 Application No.: 09/975,168
 Filed: October 11, 2001
 For: CLOSED-LOOP OPTICAL NETWORK SYSTEM
 AND AN ASSOCIATED TRANSCEIVER AND METHOD
 FOR TRANSMITTING A PLURALITY OF OPTICAL SIGNALS

Confirmation No.: 9101
 Group No.: 2633
 Examiner: Nathan M. Curs

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of two (2) months to respond to the Office Action dated June 16, 2005.
2. Applicant is a small entity; other than a small entity.
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months <u>Requested</u>	Fee For Other <u>Than Small Entity</u>	Fee for <u>Small Entity</u>
one month	\$120.00	\$60.00
two months	\$450.00	\$225.00
three months	\$1,020.00	\$510.00
four months	\$1,590.00	\$795.00
five months*	\$2,160.00	\$1,080.00

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

A check in the amount of \$ 450.00 is enclosed.
 Charge Deposit Account No. 16-0605 for the extension fee (\$450.00).
 Charge Deposit Account No. 16-0605 for any fee deficiency.

10/24/2005 MGEBREM1 00000023 160605 09975168

01 FC:1252

450.00 DA

Respectfully submitted,

Andrew T. Spence
 Registration No. 45,699

Customer No. 00826
ALSTON & BIRD LLP
 Bank of America Plaza
 101 South Tryon Street, Suite 4000
 Charlotte, NC 28280-4000
 Tel Charlotte Office (704) 444-1000
 Fax Charlotte Office (704) 444-1111

CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being facsimile transmitted to the US Patent and Trademark Office at
 Fax No. (571) 273-8300 on the date shown below.

Sarah B. Simmons

Date

CLT01/4758380v1